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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/522,373	03/10/2000	Lawrence A Loeb	16336-000730US	5107
20350	7590 05/01/2002			
TOWNSEND AND TOWNSEND AND CREW, LLP TWO EMBARCADERO CENTER EIGHTH FLOOR			EXAMINER	
			LACOURCIERE, KAREN A	
SAN FRANCI	SAN FRANCISCO, CA 94111-3834		ART UNIT	PAPER NUMBER
			1635	10
			DATE MAILED: 05/01/2002	( )

Please find below and/or attached an Office communication concerning this application or proceeding.



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## **Commissioner of Patents and Trademarks**

The reply filed on 02-14-02 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicants have not provided a Terminal Disclaimer to obviate the Obviousness-type Double Patenting rejection set forth in the prior Office action, mailed 08-01-01. Applicant states that in response to the rejection of record a terminal disclaimer would be filed, however, the Terminal Disclaimer was never received. Further, the amendment filed 02-14-02 is improper because Applicant has not provided a marked up copy of amended claim 48, as required under 37 CFR 1.121(b)(iii). The amendment filed on 02-14-02 does not appear to be complete, as the pages submitted have been numbered and page 6 is not included in the file. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Karen A. Lacourciere April 24, 2002